ARTICLES
OF
PEACE & COMMERCE
Between the moſt Serene and Mighty PRINCE
CHARLES II.
By the Grace of God, King of *Great Britain*, *France* and *Ireland*, Defender of the Faith, *&c.*

AND

The moſt Illuſtrious LORDS,
The Baſhaw, Dey, Aga, and Governours of the
Famous City and Kingdom of
ALGIERS in *BARBARY.*

Concluded by

Arthur Herbert, Eſquire,

Admiral of His Majeſties Fleet in the *Mediterranean* Seas:

On the Tenth day of *April*, Old Stile, 1682.

Publiſhed by His Majeſties Command.

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ARTICLES
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By the Grace of God, King of *Great Britain*, *France* and *Ireland*. Defender of the Chriſtian Faith, *&c.*

AND

The moſt Illuſtrious Lords, the Baſhaw, Dey, Aga, and Governours of the Famous City and Kingdom of *Algiers*: Concluded by the Honourable *Arthur Herbert*, Admiral of His Majeſties Fleet in the *Mediterranean* Seas.

Article I.

IN the Firſt place it is Agreed and Concluded, That from this day, and for ever forwards, there be a true, firm and inviolable Peace between the moſt Serene King of *Great Britain*, *France* and *Ireland*, Defender of the Chriſtian Faith, *&c.* and the moſt Illuſtrious Lords, the Baſhaw, Dey, Aga and Governours of the City and Kingdom of *Algiers*, and between all the Dominions and Subjects of either ſide, and that the Ships or other Veſſels, and the Subjects and People of both ſides ſhall not henceforth do to each other any harm, offence, or injury, either in word or deed, but ſhall treat one another with all poſſible reſpect and friendſhip.

 II. That

II.

That any of the Ships or other Veſſels belonging to the ſaid King of *Great Britain*, or to any of His Majeſties Subjects, may ſafely come to the Port of *Algiers*, or to any other Port or Place of that Kingdom, there freely to Buy and Sell, paying the uſual Cuſtoms of 10 *per Cent.* as in former times, for ſuch Goods as they ſell, and the Goods they ſell not, they ſhall freely carry on Board without paying any Duties for the ſame; And that they ſhall freely depart from thence whenſoever they pleaſe, without any ſtop or hinderance whatſoever. As to Contraband Merchandizes, as Powder, Brimſtone, Iron, Planks, and all ſorts of Timber fit for Building of Ships, Ropes, Pitch, Tar, Fuſils, and other Habiliments of War, His ſaid Majeſties Subjects ſhall pay no Duty for the ſame to thoſe of *Algiers*.

III.

That all Ships and other Veſſels, as well thoſe belonging to the ſaid King of *Great Britain*, or to any of His Majeſties ſubjects, as thoſe belonging to the Kingdom or People of *Algiers*, ſhall freely paſs the Seas, and Traffick without any Search, hinderance or moleſtation from each other, and that all Perſons, or Paſſengers of what Countrey ſoever, and all Moneys, Goods, Merchandizes and Moveables, to whatſoever People or Nation belonging, being on Board of any of the ſaids Ships or Veſſels, ſhall be wholly free, and ſhall not be ſtopped, taken or plundered, nor receive any harm or damage whatſoever from either party.

IV.

That the *Algiers* Ships of War or other Veſſels meeting with any Merchants Ships or other Veſſels of His ſaid Majeſties ſubjects, not being in any of the Seas appertaining to His Majeſties Dominions, may ſend on Board one ſingle Boat with two ſitters onely, beſides the ordinary Crew of Rowers, and that no more ſhall enter any ſuch Merchant Ship or Veſſell without expreſs leave from the Commander thereof, but the two Sitters alone, and that upon

upon producing a Paſs under the Hand and Seal of the Lord High Admiral of *England* and *Ireland*, or of the Lord High Admiral of *Scotland*, for the ſaids Kingdoms reſpectively, or under the Hands & Seal of the Commiſſioners for Executing the Office of Lord High Admiral of any of the ſaids Kingdoms, that the ſaid Boat ſhall preſently depart, and the Merchant Ship or Veſſel ſhall proceed freely on her Voyage, and that although for the ſpace of Fifteen Moneths next enſuing after the Concluſion of this Peace, the ſaid Commander of the Merchand Ship or Veſſel produce no ſuch Paſs, yet if the major part of the Seamen of the ſaid Ship or Veſſel be Subjects of the ſaid King of *great Britain*, the ſaid Boat ſhall immediatly depart, and the ſaid Merchant Ship or Veſſel ſhall freely proceed on her Voyage; But that after the ſaid Fifteen Moneths, all Merchants Ships or Veſſels of His ſaid Majeſties Subjects ſhall be obliged to produce ſuch a paſs as aforeſaid And any of the Ships of War or other Veſſels of His ſaid Majeſty meeting with any Ships or other Veſſels of *Algiers*, if the Commander of any ſuch *Algier* Ship or Veſſel ſhall produce a Paſs Firmed by the Chief Governours of *Algiers*, and a Certificate from the *Engliſh* Conſul living there, or if they have no ſuch Paſs or Certificate, yet if for the ſpace of Fifteen Moneths next enſuing the Concluſion of this Peace, the major part of the Ships Company be *Turks*, *Moors*, or Slaves belonging to *Algiers*, then the ſaid *Algier* Ship or Veſſel ſhall proceed freely; But that after the ſaids Fifteen Moneths, all *Algiers* Ships or Veſſels ſhall be obliged to produce ſuch a Paſs and Certificate as aforeſaid.

V.

That no Commander or other Perſon of any Ship or Veſſel of *Algiers* ſhall take out of any Ship or Veſſel of His ſaid Majeſties Subjects, any perſon or perſons whatſoever, to carry them any where to be Examined, or upon any other pretence; nor ſhall they uſe any Torture or Violence to any perſon of what Nation or Quality ſoever, being on Board any Ship or Veſſel of His Majeſties Subjects, upon any pretence whatſoever.

VI.

That no Shipwrack belonging to the ſaid King of *Great Britain*, or to any of His Majeſties Subjects, upon any part of the Coaſt belonging to *Algiers*, ſhall be made or become Prize, and that neither the Goods thereof ſhall be Seized, nor the Men made Slaves; but that all the Subjects of *Algiers* ſhall do their beſt endeavours to ſave the ſaid Men and their Goods.

VII.

That no Ship, nor any other Veſſel of *Algiers* ſhall have permiſſion to be delivered up, or go to *Sally*, or any other place in Enmity with the ſaid King of *Great Britain*, to be made uſe of as Corſairs or Sea-Rovers againſt His ſaid Majeſties Subjects.

VIII.

That none of the Ships or other ſmaller Veſſels of *Algiers* ſhall remain Cruſing near or in ſight of His Majeſties City and Gariſon of *Tangier*, or of any other His Majeſties Roads, Havens or Ports, Townes and Places, nor any ways diſturb the Peace and Commerce of the ſame.

IX.

That if any Schip or Veſſel of *Tunis*, *Tripoli*, or *Sally*, or of any other place, bring any Ships, Veſſels, Men or Goods belonging to any of His ſaid Majeſties Subjects, to *Algiers*, or to any Port or Place in that Kingdom, the Governours there ſhall not permit them to be ſold within the Territories of *Algiers*.

X.

That if any of the Ships of War of the ſaid King of *great Britain* do come to *Algiers*, or to any other Port or Place of that Kingdom with any Prize, they may freely Sell it, or otherwiſe to diſpoſe of it at their own pleaſure, without being moleſted by any: And that His Majeſties ſaids Ships of War ſhall not be obliged

obliged to pay Cuſtoms in any ſort ; and that if they ſhall want Proviſions , Victuals , or any other things , they may freely Buy them at the Rate in the Market.

XI.

That when any of His ſaid Majeſties Ships of War ſhall appear before *Algiers*, upon notice thereof given by the *Engliſh* Conſul , or by the Commander of the ſaid Ships to the Chief Governours of *Algiers* , Publick Proclamation ſhall be immediatly made to Secure the Chriſtian Captives ; and if after that any Chriſtians whatſoever make their eſcape on Board any of the ſaids Ships of War, they ſhall not be required back again, nor ſhall the ſaid Conſul or Commander , or any other His Majeſties Subjects be obliged to pay any thing for the ſaids Chriſtians.

XII.

That from and after the time that the Ratification of this Treaty by the King of *great Britain* , ſhall be delivered to the Chief Governours of *Algiers*, no Subjects of His ſaid Majeſty ſhall be Bought or ſold , or made Slaves in any part of the Kingdom of *Algiers* , upon any pretence whatſoever. And the ſaid King of *great Britain* ſhall not be obliged by vertue of this Treaty of Peace to redeem any of His Subjects now in Slavery, or who may be made Slaves before the ſaid Ratification ; But it ſhall depend abſolutly upon His Majeſty , or the Friends and Relations of the ſaids perſons in Slavery , without any limitation or reſtriction of time , to redeem ſuch , and ſo many of them from time to time as ſhall be thought fit , agreeing for as reaſonable a Price as may be , with their Patrons or Maſters for their Redemption, without oblidging the ſaids Patrons or Maſters againſt their wills to ſet any at Liberty , whether they be Slaves belonging to the Beylicque or Gally , or ſuch as belong to the Baſhaw, Dey, Governour , Aga, or any other perſons whatſoever. And all Slaves being His Majeſties Subjects , ſhall , when they are redeemed , enjoy the advantage and benefit of abatements of the Duty due to the Royal Houſe , and of the other Charges , by paying ſuch reaſonable Sums as any Slaves of

of other Nations uſually pay when they are Redeemed.

XIII.

That if any Subject of the ſaid King of *great Britain* happen to die in *Algiers*, or in any part of its Territories, his Goods or Moneys ſhall not be Seized by the Governours, Judges, or other Officers of *Algiers* (who ſhall likewiſe make no enquiry after the ſame) but the ſaids Goods or Moneys ſhall be poſſeſſed or received by ſuch perſon or perſons whom the Deceaſed ſhall by his laſt Will have made his Heir or Heirs, in caſe they be upon the place where the Teſtator deceaſed. But if the Heirs be not there, then the Executors of the ſaid Will, lawfully Conſtituted by the Deceaſed, ſhall after having made an Inventory of all the Goods and Moneys left, take them into their Cuſtody without any hinderance, and ſhall take care the ſame be remitted by ſome ſafe way, to the true and lawfull Heirs; and in caſe any of His ſaid Majeſties Subjects happen to die not having made any will, the *Engliſh* Conſul ſhall poſſeſs himſelf of his Goods and Moneys upon Inventory, for the uſe of the Kindred, and Heirs of the Deceaſed.

XIV.

That no Merchants being His Majeſties Subjects, and reſiding in, or Trading to the City and Kingdom of *Algiers*, ſhall be obliged to buy any Merchandizes againſt their wills; but it ſhall be free for them to buy ſuch Commodities as they ſhall think fit, and no Captain or Commander of any Ship or Veſſel belonging to His ſaid Majeſties Subjects, ſhall be obliged againſt his will, to Lade any Goods to carry them, or make a Voyage to any Place he ſhall not have a mind to go to: And neither the *Engliſh* Conſul, nor any other Subject of the ſaid King, ſhall be bound to pay the Debts of any other of His Majeſties Subjects, except that he or they become Sureties for the ſame by a publick act.

XV. That

XV.

That the Subjects of His ſaid Majeſty in *Algiers*, or its Territories in mater of Controverſie, ſhall be liable to no other juriſdiction but that of the Dey or Duan, except they happen to be at difference between themſelves, in which caſe they ſhall be liable to no other Determination but that of the Conſul onely.

XVI.

That in caſe any Subject of His ſaid Majeſty being in any part of the Kingdom of *Algiers* happen to Strike, Wound, or Kill a *Turk* or a *Moor*, if he be taken, he is to be puniſhed in the ſame manner, and with no greater ſeverity then a *Turk* ought to be, being guilty of the ſame Offence; But if he eſcape, neither the ſaid *Engliſh* Conſul, nor any other of His ſaid Majeſties Subjects, ſhall be in an any ſort queſtioned and troubled therefore.

XVII.

That the *Engliſh* Conſul now, or at any time hereafter living in *Algiers*, ſhall be there at all times with entire Freedom and Safety of his Perſon and Eſtate, and ſhall be permitted to chooſe his own Druggerman and Broker, and freely to go on Board any Ships in the Road, as often and when he pleaſes, and to have the Liberty of the Countrey; And that he ſhall be allowed a Place to Pray in, and that no man ſhall do him any Injury in word or deed.

XVIII.

That not onely during the continuance of this Peace and Friendſhip, but likewiſe if any Breach or War happen to be hereafter between the ſaid King of *great Britain* and the Kingdom of *Algiers*, the ſaid *Engliſh* Conſul, and all others His ſaid Majeſties Subjects Inhabiting in the Kingdom of *Algiers*, ſhall always, and at all times, both of Peace and war, have full and abſolute Liberty to depart and go to their own, or any other Countrey, upon any Ship or Veſſel of what Nation ſoever they ſhall think fit, and to carry with them all

their Estates, Goods, Families and Servants, without any interruption or hinderance.

XIX.

That no Subject of His said Majesty, being a Passenger, and coming or going with his Baggage, from, or to any Port, shall be any way molested or medled with, although he be on Board any Ship or Vessel in Enmity with *Algiers*; And in like manner no *Algerine* Passenger being on Board any Ship or Vessel in Enmity with the said King of *great Britain*, shall be any way molested, whether in his Person or in his Goods which he may have Laden on Board the said Ship or Vessel.

XX.

That at all times when any Ship of War of the King of *great Britains*, carrying His said Majesties Flag at the Main-Top-Mast-head, shall appear before *Algiers*, and come to an Anchor in the Road, That immediatly after notice thereof given by His said Majesties Consul, or Officer, from the Ship unto the Dey and Governour of *Algiers*, they shall in Honour to His Majesty, cause a Salute of One and twenty Cannon to be Shot off from the Castles and Forts of the City, and that the said Ship shall return an Answer by Shooting off the same Number of Cannon.

XXI.

That presently after the Signing and Sealing of these Articles by the Bashaw, Dey, Aga, and Governours of *Algiers*, all Injuries and Damages sustained on either part, shall be quite taken away, and forgotten. and this Peace shall be in full force and vertue, and continue for ever. And for all Depredations and Damages, that shall be afterwards committed or done by either Side, before notice can be given of this Peace, full Satisfaction shall immediatly be made, and whatsoever remains in kind, shall be instantly restored.

XXII. That

XXII.

That in caſe it ſhall happen hereafter that any thing is done or committed contrary to this Treaty, whether by the *Subjects* of the one or the other party, the Treaty notwithſtanding ſhall ſubſiſt in full force, and ſuch Contraventions ſhall not occaſion the Breach of this Peace, Friendſhip, and good Correſpondence, but the Party Injured ſhall amicably demand immediat *Satisfaction* for the ſaids Contraventions before it be lawful to break the Peace; and if the Fault was committed by any Private *Subjects* of either Party; they alone ſhall be Puniſhed as Breakers of the Peace, and Diſturbers of the Publick Quiet. And Our Faith ſhall be Our Faith, and Our Word Our Word.

Confirmed and Sealed in the preſence of Almighty God, the Tenth day of April, *in the Year of Lord* Jeſus Chriſt, *One thouſand ſix hundred and eighty two: And in the Year of the* Hegira, *One thouſand ninety three, and the Eleventh day of the Moon* Abril.

(L. S.) *(L. S.)* *(L. S.)*

FINIS.

11. *July.* 1682. Imprimatur
Geo. Mackeinzie.